

<b>Examiner-Initiated Interview Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/656,364	MARTINO ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Shahnam Sharareh	1617	

**All Participants:**

(1) Shahnam Sharareh.

(2) Syd Williams.

**Status of Application: \_\_\_\_\_**

(3) \_\_\_\_\_.

(4) \_\_\_\_\_.

**Date of Interview:** 4 August 2005

**Time:** \_\_\_\_\_

**Type of Interview:**

- ☒ Telephonic  
☐ Video Conference  
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

**Exhibit Shown or Demonstrated:** ☐ Yes ☐ No

If Yes, provide a brief description:

**Part I.**

**Rejection(s) discussed:**

112 2<sup>nd</sup> rejection

**Claims discussed:**

pending

**Prior art documents discussed:**

**Part II.**

**SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:**

See Continuation Sheet

**Part III.**

- ☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.  
☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

\_\_\_\_\_  
(Examiner/SPE Signature)

\_\_\_\_\_  
(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: Examiner explained that the limitation of "a rapidly precipitating drug which is a fairly soluble or highly soluble salt form of a poorly soluble free base or free acid that is prone to supersaturating when introduced in water or simulated physiological fluid at body temperature and more than 90% of it precipitates out within 60 min after coming into contact with said water of simulated physiological fluid at body temperature, with the proviso that the drug is not delavirdine mesylate," is still confusing because it is contradictory to the recitations of highly soluble salts and formation of precipitate in water. Also Examiner stated that simplifying the language to a language such as "active drug in a free base with the proviso...." would clarify such ambiguity.